



DECLARATION (37 CFR 1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Materials And Methods For The Treatment Or Prevention Of Obesity, specification for which

is attached here	ned hereto.					
□ was filed		, Serial No				
I hereby state that I have review by any amendment referred to		the above-identified specification	on, including the claims, as amended			
I acknowledge the duty to disc Code of Federal Regulations,		to the examination of this appl	ication in accordance with Title 37,			
or inventor's certificate listed b		foreign application for patent or	any foreign application(s) for patent r inventor's certificate having a filing			
	•	Filing Date	Priority Claimed			
Application Serial No.	Country	Timig Date				
Serial No.			plication(s) for patent listed below:			
Serial No. I hereby claim priority benefit Application	ts under Title 35, United States Co	ode §119 of any provisional ap	plication(s) for patent listed below:			
Serial No. I hereby claim priority benefi		ode §119 of any provisional ap				
Serial No. I hereby claim priority benefit Application Serial No. I hereby claim the benefit underinsofar as the subject matter of manner provided by the first pas defined in Title 37, Code of	r Title 35, United States Cor Filing Dates Title 35, United States Code, \$12 Feach of the claims of this applicate aragraph of Title 35, United States (te P 20 and/or §365 of any United St tion is not disclosed in the prio Code, §112, I acknowledge the ch became available between th	plication(s) for patent listed below:			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith: David R. Saliwanchik, Reg. No. 31,794; Jeff Lloyd, Reg. No. 35,589; Doran R. Pace, Reg. No. 38,261; Christine Q. McLeod, Reg. No. 36,213; Jay M. Sanders, Reg. No. 39,355; James S. Parker, Reg. No. 40,119; Frank C. Eisenschenk, Reg. No. 45,332; Jean Kyle, Reg. No. 36,987; Seth M. Blum, Reg. No. 45,489; Glenn P. Ladwig, Reg. No. P-46,853.

I request that all correspondence be sent to:

Frank C. Eisenschenk, Ph.D. 2421 N.W. 41st Street, Suite A-1 Gainesville, FL 32606-6669

I further request that all telephone communications be directed to:

Frank C. Eisenschenk, Ph.D. 352-375-8100

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Name of First or Sole Inventor Michael B. Zemel							
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Date							
Signature of First or Sole Inventor							

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Knoxville, TN 37916							
Date							
Signature of Second Joint Inventor Knoxville, TN 37916							

Name of Third Joint Inventor Paula C. Zemel							
Residence Knoxville, TN Citizenship United States							
Post Office Address 328 East Heritage Drive							
Knoxville, TN 37922							
Date							
Signature of Third Joint Inventor							

Name of Fourth Joint Inventor							
Residence Citizenship							
Post Office Address							
Date							

Signature of Fourth Joint Inventor

Applic	cant or Patentee: Zemel et al Attorney's
Serial	or Patent No.: Docket No. UTR-104
	or Issued: <u>July 20, 2000</u>
For:	Materials And Methods For Treatment Or Prevention Of Obesity
	VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9 (f) and 1.27 (c)) – NONPROFIT ORGANIZATION
I hereb	by declare that I am an official empowered to act on behalf of the nonprofit organization identified below:
NA	ME OF ORGANIZATION University of Tennessee Research Corporation
	ADDRESS OF ORGANIZATION 1534 White Avenue, Suite 403
	Knoxville, TN 37996-1527
TYPE	OF ORGANIZATION
[]	UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
[X] []	TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a)(3)) NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA (NAME OF STATE
	(CITATION OF STATUTE)
[]	WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c)(3) IF LOCATED IN THE UNITED STATES OF AMERICA
[]	WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
] j	(NAME OF STATE) (CITATION OF STATUTE)
Ī	(CITATION OF STATUTE)
	by declare that the above identified nonprofit organization qualifies as a nonprofit organization as defined in 37 CFR 1.9 (d), for purposes of paying d fees under section 41(a) and (b) of Title 35, United States Code, with regard to the invention described in the above-identified:
1	[] PATENT [X] APPLICATION
	by declare that rights under contract or law have been conveyed to and remain with the nonprofit organization identified above with regard to the identified invention.
is listed	ights held by the above identified nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention d below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under R 1.9 (d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR
	*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring their status as small entities. (37 CFR 1.27)
NAME	
ADDR	ÆSS
	[] INDIVIDUAL [] SMALL BUSINESS CONCERN [] NONPROFIT ORGANIZATION
ADDR	ESS
	[] INDIVIDUAL [] SMALL BUSINESS CONCERN [] NONPROFIT ORGANIZATION
to payi	owledge the duty to file, in this application or patent, notification of any change of status resulting in loss of entitlement to small entity status prior ing, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer
арргор	riate. (37 CFR 1.28 (b))
be true impriso	by declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to expend further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or comment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of olication, any patent issuing thereon, or any patent to which this verified statement is directed.
NAME	OF PERSON SIGNING
	IN ORGANIZATION
	ESS OF PERSON SIGNING 1534 White Avenue, Suite 403
	Knoxville, TN 37996-1527
SIGNA	ATUREDATE

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Applicant or Patentee: Zemel et al.		<u> </u>	Attorney's
Serial or Patent No.:			Docket No <u>UTR-104</u>
Filed or Issued: July 20, 2000	Section On Provention	Of Obasity	
For: Materials And Methods For T	reatment or Prevention	TOI Obesity	
VERIF STAT	TED STATEMENT (DECL. FUS (37 CFR 1.9 (f) and 1.2	ARATION) CLAIMING SMALL EI 7 (c)) – NONPROFIT ORGANIZA	NTITY FION
I hereby declare that I am an official empor	wered to act on behalf of the	e nonprofit organization identified be	elow:
NAME OF ORGANIZATION	University of Tenr	nessee Research Corporation	
ADDRESS OF ORGANIZATION	N 1534 White Avenu	ue, Suite 403	
	Knoxville, TN 37	7996-1527	
TYPE OF ORGANIZATION			
(NAME OF STATE	EMPT UNDER INTERNAL ERICA OFIT SCIENTIFIC OR EDU E UNITED STATES OF AI Onprofit organization qualifies f Title 35, United States Cod ATENT T law have been conveyed to	CODE (26 USC 501(a)(3)) TATUTE OF STATE OF THE UNITED T	c) SC 501(a) and 501(c)(3) IF LOCATED IN F STATE OF THE UNITED STATES OF () () d in 37 CFR 1.9 (d), for purposes of paying libed in the above-identified: (ization identified above with regard to the organization having rights to the invention
Fisher listed below* and no rights to the invention of the concern which wo represent the concern which we represent the concern t	on are held by any person, of ould not qualify as a small bu	ther than the inventor, who could not siness concern under 37 CFR 1.9 (d)	qualify as a small business concern under or a nonprofit organization under 37 CFR
*NOTE: Separate verified statem averring their status as small entiti		named person, concern or organizat	ion having rights to the invention
NAME			
ADDRESS	PARABURGO CONIGERNI (1 NOVIDBORIT ORGANIZATION	
[]INDIVIDUAL []SMALL	BUSINESS CONCERN [] NONPROFIT ORGANIZATION	
NAME			
ADDRESS	THE STATE OF THE S	[] NONPROFIT ORGANIZATION	
[] INDIVIDUAL [] SMALL	, BUSINESS CONCERN	[] NONPROFII ORGANIZATIO	ON
I acknowledge the duty to file, in this applicate to paying, or at the time of paying, the earl appropriate. (37 CFR 1.28 (b))	ation or patent, notification of liest of the issue fee or any r	of any change of status resulting in los maintenance fee due after the date on	s of entitlement to small entity status prior which status as a small entity is no longer
I hereby declare that all statements made he be true; and further that these statements wimprisonment, or both, under section 1001 the application, any patent issuing thereon,	were made with the knowled of Title 18 of the United St	lge that willful false statements and tates Code, and that such willful false	the like so made are punishable by fine or
NAME OF PERSON SIGNING			
TITLE IN ORGANIZATION			
ADDRESS OF PERSON SIGNING 15			
SIGNATURE		DAIE	